

1 HONORABLE BARBARA J. ROTHSTEIN
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 INTEGON PREFERRED INSURANCE
10 COMPANY, a foreign corporation,

11 Plaintiff,

12 v.

13 DANIEL WILCOX and ELIZABETH
14 WILCOX, Washington residents; and ERIC
HOFF; a Washington resident,

15 Defendants.

16 NO. 2:21-cv-01501-BJR

17 **ORDER GRANTING JOINT
MOTION TO STAY PROCEEDINGS**

18 DANIEL WILCOX and ELIZABETH
19 WILCOX, Washington residents,

20 Counterclaimants,

21 v.

22 INTEGON PREFERRED INSURANCE
23 COMPANY, a foreign corporation,

24 Counter-defendant.

1 DANIEL WILCOX and ELIZABETH
2 WILCOX, Washington residents,

3 Third-Party Plaintiffs,

4 v.

5 ROBERT W. WARREN, ATTORNEY AT
6 LAW, PLLC, a Washington professional
7 limited liability company dba WRIXTON
LAW OFFICE; and SMITH FREED
EBERHARD, P.C., a foreign professional
services corporation,

8 Third-Party Defendants.

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10 THIS MATTER came before the Court for consideration on the Joint Motion to Stay
11 Proceedings and/or to Certify for Appeal Certain Summary Judgment Orders. The Court has
12 considered that motion, to which no party is opposed, and deems itself fully advised. The Court
13 HEREBY ORDERS that the Joint Motion to Stay Proceedings and/or to Certify for Appeal Certain
14 Summary Judgment Orders is GRANTED, and all proceedings in this Court in this action are
15 STAYED pending resolution of appeal to the Ninth Circuit. The following orders are certified for
16 appeal pursuant to Rule 54(b) of the Federal Rules of Civil Procedure:

17 (1) Order Granting Integon's Motion for Partial Summary Judgment on the
18 Wilcoxes' Extra-Contractual Claims (8/3/2023), Dkt. No. 159;

19 (2) Order Granting Integon's Motion for Partial Summary Judgment, (7/6/2023),
Dkt. No. 149; and

20 (3) Order Regarding the Wilcoxes' Motion for Partial Summary Judgment against
21 Smith Freed, Smith Freed's Motion for Summary Judgment against the Wilcoxes, and Smith
22 Freed's Motion to Exclude the Wilcoxes' Expert William Fuld (7/17/2023), Dkt. No. 153.

1 The parties shall file a joint status report within thirty days of resolution of the appeal to the
2 Ninth Circuit.

3 DATED this 25th day of August, 2023.

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Barbara Jacobs Rothstein
U.S. District Court Judge

Presented by:

STRITMATTER KESSLER KOEHLER MOORE

s/ Brad J. Moore
BRAD J. MOORE, WSBA #21802

s/ Daniel R. Laurence
DANIEL R. LAURENCE, WSBA #19697

s/ Shannon M. Kilpatrick
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